

Previous references.

Cb 74-05-(1-3)

" 74-05-(4-5)

" 1-10-(4-6)

jud file no 2771899

Later references.

file relating to Mr.

app't gnr Ramaswami

Dyn asst Advocate

also of L. Menashayya

CS-179-13 (1-2)

Us 365-14.

File No. 109-12

Serial Nos. 1-4.

1902-13

(Courts)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

Part B. for April 1913.

SUBJECT.

Increase of the pay of the Govt Advocate
in Mysore.

From the Govt Advocate

No mil d. 24.10.12.

Requests increase of pay commensurate with
the dignity & status of his office.

2. To the Comptroller no 13928 3.12.12.

Requests to be furnished with a stat^t of the
Govt Advocate since his app't - 1.7.11.

G. R. S. 58

From the Comptroller

no 181 d. 14.12.13.

Furnishes the St^t called form St 2.

sl L. To the Govt Advocate
No 23/137 d. 23.4.13

Inter. abt that the question of increasing
his pay does not arise at present:

- 17.

8/8/13
11/7/13

C. 177
27. 1. 13

G.R.S. 11]

1912-13

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

Ct File No. 109-12

FILE HEADING.

Raising the pay of the Govt. Advocate in Mysore

From

The Govt. Advocate in Mysore.

No.

—

Dated 24. 10. 12. Received 6. 11. 12.

Diary No. 1209

Enclos. one Spare Copies.

Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Requests that the pay of the Govt. Advocates may be raised commensurate with its dignity and responsibility.

NOTES AND ORDERS.

1
Dewan's order. "The Case may be looked up and brought up at a Council meeting early". (Intd.) J. A. R. 4. 11. 12.
Subd. Ever since the appointment of Mr. Ramaswami Iyer as Govt. Advocate.

NOTES—First Sheet.

Serial
No.

Flag 7.

Flag 6.

under G.O. N^o 9121_{mas 1263} dated 6.2.1896, the pay of the post has been Rs 350/- per mensem. In his letter N^o 147 dated the 9th February, 1903, the late Mr. Ramaswami Iyer, (the then Govt. Advocate) requested that his pay might be increased to Rs 400/- Mr. Justice Ramachandra Iyer whose opinion was called for by the Dewan stated that the pay of the Govt. Advocate ought to be not less than Rs 500/- per mensem, and that if the ~~paid~~ Law officer worked for Rs 400, the Govt had reason to ~~congratulate~~ congratulate itself that its law business is done efficiently and cheaply. The question was however dropped as it was considered inexpedient to raise the pay of Mr. Ramaswami Iyer on personal grounds.

x. Mr Ramaswami Iyer
Successor Mr S. Narayana Iyer
drew Rs 350/- throughout
his tenure of office as
Govt Advocate (and latterly
also member Leg. Council)

NOTE—Contn. sheet.

SA

(2) It may perhaps also be noted that the fixed salary of Rs 350/- is not the only

Serial
No.

remuneration to which the Govt Advocate is entitled. His duties are as follows:-

(a) To advise Govt in all legal matters,

(b) To support convictions in all appeals and revision cases before the Chief Court, to appear in connection with applications made to it for transfer of Criminal cases, and generally in all ~~cases~~ Criminal cases in which Govt have to be represented in that Court,

(c) To appear in Criminal cases before any other Court or in Civil cases (including appeals) before any Civil Court.

(3) Items (a) and (b) form part of the Govt Advocate's ordinary duties, for which no separate fee beyond ~~the~~ ^{his} pay, is allowed.

G.O. N^o 1932-88-f 187 of 10/3
d. 16.8.1904.
Flag S.

4

Serial
No.

In other cases his remuneration for each day's attendance in a Criminal Court will be a fee not exceeding Rs. 25/- in ordinary cases. In Civil cases, he is allowed the fee assessed by the Court in accordance with Civil Rules of Practice (It is not known what amount the Govt. Advocate gets monthly on an average in the shape of fees paid by Govt in Civil and Criminal Cases).

4. This officer is ~~perhaps~~ also allowed to have his private practice at the bar.

5. The rate of travelling allowance prescribed in respect of this officer is as follows:-

Daily allowance Rs 5/-
Mileage - - - 8 annas

Subd for orders.

Dec 122
12.11.12. W(11)
W(11)

6- It is not strictly correct to say that the Govt Advocate

Myome Service
Regulations.

Serial
No.

is ex officio member of the Leg. Council
He is usually appointed an official
member. ~~the~~ The only ex officio members
are the two members of His Highness'
Executive Council.]

25/11/12 *SA*

Lev)

1st Annaker

1093

at 24/11/11

1 July 1911

Do. Please get
a SK ...
total income

Handwritten signature

Handwritten signature
25/11/12

22/11

Handwritten signature
24/11/12

25/11

Handwritten signature

Draft to the Comptroller is
submitted for approval

28/11/12

28/11/12 *Handwritten signature*

10 *Handwritten signature*
28/11/12

Handwritten signature
27/11

Serial
No.

To the comptroller No 215/92 of 3-12-12

Requests him to furnish the statement

From the Comptroller to Govt. N 181 of 14-12-12.

Furnishes a statement.

11 Subd. During the past ^{year} one
and half years, Mr. Srinawami
Iyer has been paid Rs 1491-8-5
by Govt in the shape of fees alone.
This gives an average of ^{about} Rs 83/-
per mensem.

Dec 122
16/12/12 SW(11)
17/12/12

12 JH

19/12/12

13) The question may be con-
sidered at a meeting

Dewan

27/12/12

23
28/12

14) Jayne
24.1.13.

Serial
No.C. Allen

15

Circulate to 2nd Committee
& note for meeting

20/1

WU

23
28/1

Ch 6517/8

Extract from the Proceedings of the 296th Meeting
of the Council of His Highness the Maharaja,
held at Bangalore on the 26th March ~~190~~ 1913

1. SUBJECT. - (Clauses v & x of the Schedule).

Application of Mr.C.S.Doraswami Iyer, Govern-
ment Advocate, for an increase of pay.

OPINION OF THE COUNCIL.

16) Mr.Doraswami Iyer having been appointed on his pre-
sent pay for a term of three years from 1st July 1911, the
question of revising his pay may be taken up for consi-
deration after the expiry of the term.

Flag E

Ed. M. Visvesvaraya.
Dewan of Mysore.

"Extract"

W. S. Srinivasan
Secretary to Govt.

Serial
No.17) Submitted with Encl. &
Annual Proceedings

2

1st Annular23
29/5

Final Note

18) Mr. Ramasami Dyer was appointed
for Adv in 6 Feb 1896 and continued
as such till 18 Sept 1905. Mr. S. Nar. Ram
was for Adv from 2nd Sept 1905 to 30th June 1911.
Both these were being paid 350 Rs
a month. Mr. Dor Dyer was ap-
pointed on the same terms for a
term of 3 years. No additional
Class of work has been allotted to
him, and ~~as per~~ ^{barely} ~~viewing~~
the question as one of ~~strict~~
^{approach} ~~rights under~~ Contract, Mr. S. Dyer
has no right to ask for a re-
vision of the terms now. Hence
the decision of the Council that
has been arrived at.

H
31/3/13Subd with final note by 1st Cr

Dewan)

(Int) 17-18-14

Please
Supply ~~the~~
dates &c &
get typed -

Subd: The "final note"
of the First Council
is placed in the file
not

Ch. W. S. 12 (10)

Final Note by the First Councillor.

Subject.-

Application of Mr. C.S. Doraswami Iyer, Government Advocate, for an increase of pay.

Flag T.

Mr. Ramaswami Iyer was appointed^x Government

Advocate on 6th February 1896 and continued as such

till 1st September 1905 . Mr. S. Narayana Rao was

Government Advocate from 2nd^x September 1905 to 30th

June 1911. Both these were being paid 350 Rs a month.

Mr. Doraswami Iyer was appointed on the same terms for

a term of 3 years. No additional class of work has

been allotted to him, and viewing the question barely

as one of contract, Mr. Doraswami Iyer has no right

to ask for any revision of the terms now. Hence the

decision of the Council that has been arrived at.

1 Apr 1913

H. Manjundayya

CS 68-12

(11)

Submitted to His Highness.

3.

20) I submit the Final Note of the First Councillor on the resolution of the Council regarding an application of Mr. C. S. Doraswami Iyer, Government Advocate for an increase of pay. The resolution of the Council may be approved.

M. Vignarajah

32 Apr. 1913.

Page 8 of notes

SA

CSWS-12

(12)

Record of Cases submitted for the Orders
of His Highness the Maharaja

Subject.

Application of Mr.C.S.Dorasami
Iyer, Government Advocate, for an in-
crease of pay.



m. 789

Order.

21) Approved

KRM

5/4/13

Secretary

dc

6.4.13

iii
22) Please put up draft order

dr

8/4 drw 9/4

5/4/4

[Signature]

17/4/13

1209
1577
Up File No. 109 of 1912

13

Serial
No.

Received in page 9 Submitter with final note
by 1st Commissioner

2263
24.13

Desons

23) Subd. with a draft order

SN
9/4/13

Dr Sec 7)

Secy. With reference to para 22.

SN 10/4
Due any day
10/4
A

24) Please put up a revised draft
as amended

LS
13/4

25) Revised draft sub?

SN
16/4

1st Commissioner

LS

16/4

Due 16/4

26) Draft appd. by 1st Commissioner
with a slight addition
draft

17.4.13

LS

Due 17/4

18/4

Issue

5/10/4
29/4

Serial
No.

4

To the Govt. Advocate in Mysore.

No. 3144 dated 23-4-13

Intimates that he, having been appointed as Govt Advocate on a pay of Rs 350 per month for a period of three years with effect from the 1st July 1913, Govt are of opinion that the question of ~~revising~~ ^{revising} ~~the~~ ^{the} pay of the appointment does not arise for consideration at present.

DIARY No. 1209.

12/2-12/13.

SECTION C₅

FILE NO. 109-12

SERIAL No. 1.

DEWAN'S OFFICE.

Date of Receipt... 4/11/12

Petr. Regr. No. 4954

Office of the Government Advocate
in Mysore,

Bangalore dated the 24th Oct. 1912.

From

C.S. Doraswami Iyer Esq., B.A., B.L.,
Government Advocate in Mysore,
B a n g a l o r e

To

K.R. Srinivasa Iyengar Esq., M.A.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
General & Revenue Departments,
Camp M y s o r e .

Sir,

I have the honor to request that you will kindly
place the following representation for the favorable
consideration of Government.

2. The appointment of Government Advocate was,
from the time it was ^{first} created in April 1881, to the
year 1890 held by the late Mr. C. Meenacshaiya with
a salary of Rs. 500/- per mensem. ^{owing to} During the
exigencies of public service, in February 1890 Mr. Mee-
nacshaiya was appointed legislative Secretary and
Inspector General of Registration in addition to his
own duties as Government Advocate.

3. Part of his duties as Government Advocate was
to appear in the Chief Court to support convictions
from the Sessions Courts in the State, in such of the
appeals as he may be notified on behalf of Government.
The combination of three such important offices in
one person did not give Mr. Meenacshaiya time enough

Meenacshaiya
This man presented
me in person -
The case may be
booked up & brought
account meeting early

Flag V.

p. 4 of the file.

Has X.

Has T

enough to attend to the criminal work in the Chief Court, without perhaps detriment to his office work, and in consequence, the late Mr. S. Ramaswami Iyer was appointed Assistant Government Advocate with a view to give Mr. Meenacshaiya relief so far as work in the Chief Court was concerned. (Vide Government Order No. 1127-30 dated the 22nd January 1892). Mr. Ramaswami Iyer was later on by Government Order No. 9121 dated the 6th February 1896 appointed Government Advocate on a salary of Rs. 350/- per mensem. The same rate of pay has since been continued.

4. The duties and responsibilities of the Government Advocate have gradually increased since the office was conferred on Mr. Ramaswami Iyer nearly 17 years back. Many un-official references are made by the Heads of Departments and the Secretariat on matters involving varied questions of law and procedure and these references involve much labour and research. The Government Advocate is also Ex-officio member of the Legislative Council.

5. I may also bring to the notice of Government that in fixing the travelling allowance and batta of the Government Advocate, Government have placed him on a par with District and Sessions Judges, presumably because, Government considered that the prestige of the office required that he should rank with and hold the status of District and Sessions Judges. It may also be seen from the Government Order quoted in para 3 above that Government recognised so far back as the year 1892 that the post of Government Advocate should carry with it a high salary.

6. Having regard to these circumstances and to his position at the head of the Law officers of Govt. it is submitted that the emoluments attached to his office at present seem inadequate and compare very

very unfavorably with that of officers holding similar positions in British Indian Provinces and important Native States such as Hyderabad and Travancore where in addition to a very much larger salary, which is regarded merely as a retainer, fixed fee on a higher scale for professional services in each case Civil or Criminal, is also allowed.

7. It may not be out of place to bring to the notice of Government that the lowest salary allowed to Government Advocate in British India is in the Central Provinces and even there the salary is, it is understood, Rs. 1000/- per mensem. In Travancore the salary of the Government Advocate (locally called the Head Sirkar Vakil) is fixed at Rs. 500/- to 600/- a month and he is in addition allowed an Assistant on a salary of Rs. 250/- a month.

8. Proposals to improve the position and prospects of the Munsiffs in the State have for sometime past been engaging the attention of Government with the result that very recently orders were passed by which a higher status and larger emoluments have been assured to them.

9. In these circumstances I request that Government may be pleased to raise the emoluments of the post of Government Advocate commensurate with its dignity and responsibility in such a manner as Government may consider deserving.

I have the honor to be,
Sir,

Your most obedient and humble servant,


Government Advocate.

G. R. S. 26]

File No.

Serial No. 2

Diary No. of letter replied to _____

No. 1592

General and Revenue Secretariat

()
the 191 .

To

Dear Sir,

Date of issue 3-12-12

Signed by Mr S. G. G. G. G. G.

I am desired to
request you to be
so good as to furnish
me with a statement
showing the monthly
income of Mr. C. S.
Saraswani Iyer since the
time of his appointment as
Govt Advocate, paid for
by Govt in the shape
of fees or otherwise.
Yours sincerely
over.

SUBJECT.

26/12/12

34

J. S. Chakravarti Esq. M.A. &c.
Comptroller Genl.

27/12/12

Date	Authority for payment.	Amount.		
		Rs	as	Ps.
-15-12-1911-	Government order No. R 3489-90/L.R. 284-11-2 dated 2 nd December 1911	50	.	.
"	" J. 779-80 dated 4 th September 1911.	21	5	4
"	" J. 3398-9 dated 16 th May 1912	558	5	4
"	" J. 3530-1 dated 29 th May 1912	25	.	.
"	" J. 1015-6 dated 2 nd October 1912	100	.	.
"	" 569-72 / muzrai dated 14 th November 1912	736	13	7
	Total	1491	8	5

G.R.S. 28.]

File No. 109-12

Serial No. 14

Diary No. of letter replied to

Proceedings of the Government of His Highness
the Maharaja of Mysore.

GENERAL AND REVENUE
SECRETARIAT.

()

Read again: -

Govt. Proceedings No. -

83498-501/et 1-10-5 dated the 23rd June

1911, appointing Mr. C. S. Dorasami Iyer

as Govt. Advocate for a term of 3 years
with effect from 1st July 1911.

Read: -

ORDER THEREON. No. Letter No. - dated the

24th October 1912 from Mr. C. S. Dorasami Iyer, B.A.B.L., Govt. Advocate, Mysore, requesting that his pay (Rs. 500 per month) may be increased commensurate with the dignity and the

SUBJECT

the responsibility of the Office he holds.

Order thereon - No 3177

Mr Dorasami Iyer having been appointed in the order read above as Govt Advocate on a pay of Rs 350 per month for a period of three years with effect from 1st July 1911, Govt ^{are of opinion} ~~are of opinion that the~~ ^{that the} ~~question of revising the pay of the~~ ^{Regrets} ~~appointment may be taken up for~~ ^{does not arise for} ~~consideration after the expiry of the~~ ^{consideration not} ~~said period~~ ^{present.}

20/4/13
16/4/13
Offg Secretary

to
The Govt Advocate in Mysore.


17/4/13

